

FILED

JAN 31 2005

IN THE DISTRICT COURT OF THE UNITED STATES

DISTRICT OF SOUTH CAROLINA

LARRY W. PROPES, CLERK
CHARLESTON, SC

CHARLESTON DIVISION

ALI SALEH KAHLAH AL-MARRI,)
et al.,)
)
Petitioner,)
)
)
vs.)
)
C.T. HANFT, Commander, Naval)
Consolidated Brig, 1050 Remount Road,)
North Charleston, South Carolina)
)
Respondent.)
_____)

C/A: 2:04-2257-26AJ

NOTICE OF MOTION AND MOTION
FOR EXTENSION OF TIME FOR
PETITIONER TO FILE TRAVERSE

PLEASE TAKE NOTICE that Petitioner, Ali Saleh Kahlah al-Marri, by and through his undersigned attorneys, hereby moves this honorable Court under Rule 6(b) of the Federal Rules of Civil Procedure for an Order enlarging the time to file the Petitioner's Traverse to the Government's Response until February 11, 2005. In support of this motion, Petitioner relies upon the following:

1. By agreement of the parties, the Petitioner's Traverse was to be filed on January 31, 2005, based upon an expectation that counsel for the Petitioner would have sufficient time to meet with the Petitioner and that any issues with the privilege team would be resolved.
2. Due to scheduling difficulties and issues relating to visitation without fault by either party, counsel for the Petitioner were unable to meet with the Petitioner at the Consolidated Naval Brig on January 25, 2005.

3. Counsel for the Petitioner has consulted with counsel for the government, David Salmons, and Mr. Salmons does not object to the Petitioner's request.

For these reasons, the Petitioner respectfully seeks a Court Order enlarging the time for the Petitioner to file his Traverse to the Government's Response, until February 11, 2005.

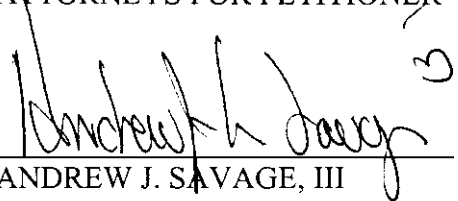
Respectfully submitted,

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ATTORNEYS FOR PETITIONER

BY:


ANDREW J. SAVAGE, III
Federal ID Number: 3734

Charleston, South Carolina

January 31, 2005.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

DIVISION

ALI SALEH KAHLAH AL-MARRI,
et al.,

Petitioner,

vs.

C.T. HANFT, Commander, Naval
Consolidated Brig, 1050 Remount Road,
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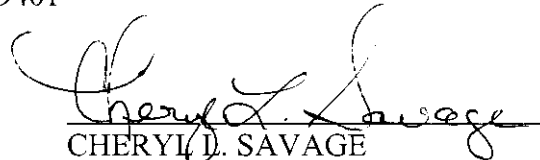
Respondent.

C/A: 2:04-2257-26AJ


CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of a Notice of Motion and Motion for Extension of Time for Petitioner to File Traverse has been served upon Miller W. Shealy, Jr., by hand-delivering a filed copy of same this 31st day of January, 2005, at his current address listed below:

Miller W. Shealy, Jr.
Assistant United States Attorney
151 Meeting Street, Suite 200
Charleston, SC 29401


CHERYL D. SAVAGE

SWORN TO and SUBSCRIBED BEFORE me this
31 day of January, 2005.

 (L.S.)
NOTARY PUBLIC FOR SOUTH CAROLINA
My Commission Expires: 1-13-2009

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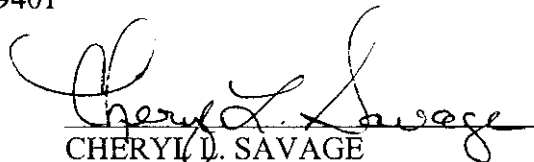
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